

Message Text

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ACTION STR-07

INFO OCT-01 IO-13 ISO-00 STRE-00 AGRE-00 CEA-01
CIAE-00 COME-00 DODE-00 EB-08 FRB-03 H-01 INR-10
INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-01 CTME-00
AID-05 SS-15 ITC-01 TRSE-00 USIA-06 SP-02 SOE-02
OMB-01 DOE-15 OIC-02 AF-10 ARA-10 EA-10 EUR-12
NEA-10 /163 W

-----044806 301826Z /47

P 301754Z MAR 78
FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 7790

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USMTN

STR FOR ACTION

STR PASS CODEL

E.O. 11652: N/A
TAGS: MTN, ETRD
SUBJECT: CUSTOMS VALUATION - US/EC BILATERAL

1. SUMMARY - U.S. DEL MET BILATERALLY WITH EC DEL
MARCH 28-29 TO OUTLINE U.S. SUGGESTIONS ON EC DRAFT
CUSTOMS VALUATION CODE. AFTER SUBSTANTIAL TACTICAL
MANEUVERING, EC AGREED TO FOCUS SUBSEQUENT BILATERAL
WORK ON USG DRAFT IN TPSC 78-27, BUT WITHOUT
IDENTIFYING DOCUMENT AS BEING OF U.S. ORIGIN. END
SUMMARY.

2. PRIOR TO MEETINGS, U.S. MTN DEL HAD GIVEN OUTLINE
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OF U.S. DRAFT TO EC DEL. MEETINGS THEN CONSISTED OF
ITEM-BY-ITEM DISCUSSION OF U.S. SUGGESTIONS CONTAINED IN
OUTLINE. SUBSTANTIVELY, EC DEL (CHUMAS) NOTED THAT U.S.
SUGGESTIONS WERE IN MOST CASES COMPLEMENTARY TO PROVI-
SIONS IN ARTICLES 1-8 OF EC DRAFT. EC NOTED RESERVATION
ABOUT CERTAIN U.S. SUGGESTIONS SUCH AS; (A) WHETHER
THERE WAS A NEED FOR THE TERM "TRANSACTION VALUE" TO BE

SPELLED OUT IN A CODE, AND (2) WHETHER THE TESTS PROPOSED BY THE U.S. FOR CHECKING PURPOSES IN RELATED PARTY TRANSACTIONS WERE A GOOD IDEA. AS EXPECTED, CHUMAS EXPRESSED SIGNIFICANT CONCERN OVER INCLUSION OF COMPUTED VALUE AS A STANDARD OF VALUATION, PARTICULARLY AS THE FINAL STANDARD. HE ALSO ARGUED FOR RETENTION OF THE DEDUCTIVE METHOD AND OF MINISTERIAL DECREE. U.S. DEL (NEWKIRK) GAVE EXPLANATIONS FOR U.S. PROPOSALS ALONG LINES OF TPSC 78-27.

3. THROUGHOUT MEETING, CHUMAS PRESSED U.S. DEL FOR ACTUAL LANGUAGE ON U.S. SUGGESTIONS. U.S. DEL EXPRESSED OUR CONCERN THAT TWO COMPETING DRAFTS NOT BE ON TABLE LEST WE TAKE STEP BACKWARDS IN PROGRESS TO DATE. CHUMAS AGREED THAT ONLY ONE DOCUMENT SHOULD BE DISCUSSED BUT FELT THAT U.S. OUTLINE WOULD BE DIFFICULT TO INCORPORATE INTO EC DRAFT. U.S. DEL INDICATED WE DID HAVE DRAFT LANGUAGE FOR THE OUTLINE, BUT THAT WE DID NOT WISH TO TABLE A U.S. DRAFT. U.S. DEL SUGGESTED A MEANS OF PROGRESSING MIGHT BE TO WORK BILATERALLY WITH THE U.S. DRAFT TO ATTEMPT TO DEVELOP A SINGLE DOCUMENT COMBINING BOTH U.S. AND EC IDEAS. CHUMAS AGREED THAT THE U.S. DRAFT COULD BE USED AS THE BASIS FOR BILATERAL WORK AND U.S. DEL GRUDGINGLY GAVE EC DEL COPY OF U.S. LANGUAGE.

4. U.S. AND EC DELS WILL MEET MARCH 31 TO TRY TO DE-LIMITED OFFICIAL USE

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VELOP ON AN AD REFERENDUM BASIS, A SINGLE TEXT WITH BRACKETS BASED ON U.S. DRAFT. AFTER STUDYING COMBINED TEXT, U.S. AND EC WILL MEET TO ATTEMPT TO IRON OUT DIFFERENCES TO EXTENT POSSIBLE BEFORE DISTRIBUTING TEXT TO A PLURILATERAL GROUP OF INTERESTED COUNTRIES. DATE FOR NEXT BILATERAL MEETING WAS NOT SET, BUT LIKELY WILL BETOWARDS THE END OF APRIL.

5. DRAFTED BY SHELLEY. MCDONALD

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: STANDARDS, DIPLOMATIC DISCUSSIONS, TRADE AGREEMENTS, TARIFFS
Control Number: n/a
Copy: SINGLE
Draft Date: 30 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978GENEVA04782
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780138-0652
Format: TEL
From: GENEVA USMTN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780310/aaaaahsi.tel
Line Count: 103
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 98f780b7-c288-dd11-92da-001cc4696bcc
Office: ACTION STR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3097554
Secure: OPEN
Status: NATIVE
Subject: CUSTOMS VALUATION - US/EC BILATERAL
TAGS: ETRD, PORG, US, MTN, EEC
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/98f780b7-c288-dd11-92da-001cc4696bcc
Review Markings:
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